

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GARY BUUS, et al.,

Plaintiff,

v.

WAMU PENSION PLAN, et al.,

Defendant.

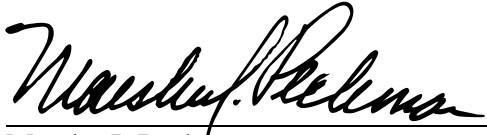
No. C07-0903MJP

ORDER DENYING  
DEFENDANTS' MOTION FOR  
STAY AND SETTING ORAL  
ARGUMENT

This matter comes before the Court on Defendants' Motion for Stay of Proceedings, (Dkt. No. 31.) The Court, having received and reviewed Defendants' motion, Plaintiffs' response, (Dkt. No. 33) Defendants' reply, (Dkt. No. 36) and all exhibits and declarations attached thereto, hereby orders that the motion is DENIED. Although the issues presented in this case are currently before the Ninth Circuit, based on Plaintiffs' vigorous objection and Defendants' position that their motion is made in the alternative, the facts do not support a stay of the proceedings.

Because the Court has been fully briefed on Defendants' Motion to Dismiss, (Dkt. No. 22) and the parties have requested oral argument, the Court will hear oral argument on **December 7, 2007, at 1:30 PM.** Each side will have 20 minutes for argument.

Dated: November 30, 2007

  
Marsha J. Pechman  
U.S. District Judge